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**AUG 24 2007**

**OFFICE OF PETITIONS**

In re Application of  
BURGESS et al  
Application No.: 09/760,721  
Filing Date: January 17, 2001  
Attorney Docket No.: 922-120

DECISION ON PETITION  
UNDER 37 CFR 1.137(B)

This is a decision on the renewed petition under 37 CFR 1.137(b), filed July 23, 2007, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to submit the issue fee and publication fee in a timely manner in reply to the Notice of Allowance mailed May 3, 2005, which set a statutory period for reply of three (3) months. Accordingly, by operation of law, the above-identified application became abandoned on August 4, 2005.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of payment of the issue fee and publication fee; (2) the petition fee; and (3) the required statement of unintentional delay have been received. Accordingly, the payment of the issue fee and publication fee is accepted as having been unintentionally delayed.

This application is being referred to the Office of Publications.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3303.

*Bryan Lin*

Bryan Lin  
Legal Examiner  
Office of the Deputy Commissioner  
for Patent Examination Policy